



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Taylor, et al. )  
Serial No. 10/767,607 ) Examiner: Peter Devore  
Filed: January 29, 2004 ) Group Art Unit: 3751  
For: METHOD FOR ENSURING THAT ) Atty. Doc. No. 50580CP  
COATING COM POSITIONS HAVE THE )  
CORRECT COLOR )

TERMINAL DISCLAIMER FOR U.S. PATENT 6,701,977

Commissioner of Patents  
Alexandria, VA 22313

Sir:

Your petitioner, Imperial Chemical Industries PLC, a corporation operating under the laws of England, having a place of business at London, England, represents as follows:

That it is the Assignee of the entire right, title and interest in and to United States Application for "METHOD FOR ENSURING THAT COATING COMPOSITIONS HAVE THE CORRECT COLOR", Serial No. 10/767,607 filed January 29, 2004, and United States Patent No, 6,701,977 entitled "TINTING MACHINE FOR COATING COMPOSITIONS, ESPECIALLY PAINTS";

That the assignment conveying to Imperial Chemical Industries PLC, the entire right, title and interest in said Serial No. 10/767,607 filed January 29, 2004, was recorded in the United States Patent and Trademark Office on July 29, 2004 at Reel 015003, Frame 0949 and had 3 pages;

That the assignment conveying to Imperial Chemical Industries PLC, the entire right, title and interest in said U.S. Patent No. 6,701,977 was recorded in the United States

Patent and Trademark Office on December 19, 2001, at Reel 012411, Frame 0243 and had 3 pages;

That your petitioner, Imperial Chemical Industries PLC hereby disclaims the terminal part of any patent granted on the Application Serial No. 10/767,607 filed January 29, 2004, for "METHOD FOR ENSURING THAT COATING COMPOSITIONS HAVE THE CORRECT COLOR" beyond the full statutory term of U.S. Patent No. 6,701,977;

That your petitioner, Imperial Chemical Industries PLC hereby agrees that any patent granted on the above-identified application Serial No. 10/767,607 filed January 29, 2004, shall be enforceable only for and during such period that the legal title to any such patent and U.S. Patent No. 6,701,977 shall be the same;

That your petitioner, Imperial Chemical Industries PLC, hereby agrees that this agreement is to run with any patent granted on the above-identified Application Serial No. 10/767,607 filed January 29, 2004, for "METHOD FOR ENSURING THAT COATING COMPOSITIONS HAVE THE CORRECT COLOR", and also with U.S. Patent No. 6,701,977 and is to be binding upon any grantee, its successors, or assigns;

Your petitioner does not disclaim any terminal part of any patent granted on said Application Serial No. 10/767,607 filed January 29, 2004, for "METHOD FOR ENSURING THAT COATING COMPOSITIONS HAVE THE CORRECT COLOR" prior to the date of the full statutory term of said United States Patent No. 6,701,977 in the event that hereafter said United States Patent No. 6,701,977 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its full statutory term, except for separation of legal title as stated above.

WHEREFORE, your petitioner, Imperial Chemical Industries PLC, prays that this TERMINAL DISCLAIMER be made of record in the file of this Application Serial No. 10/767,607 filed January 29, 2004, and, further that this TERMINAL DISCLAIMER be given due effect under 37 CFR 1.321.

Please charge the cost of filing this TERMINAL DISCLAIMER, One Hundred Thirty Dollars (\$130.00) or such other fee as is appropriate, to our Deposit Account No. 50-2206. An additional copy this document is enclosed.

Respectfully submitted,

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